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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA
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11 IN RE BEXTRA AND CELEBREX
12 MARKETING, SALES PRACTICES AND
13 PRODUCT LIABILITY LITIGATION,
14 _____/

No. MDL 05-01699 CRB

**ORDER GRANTING MOTION TO
WITHDRAW AND DISMISSING
ACTION**

15 *This document relates to:*

16 Sandra Kenny 06-0155
17 _____/

18 On December 14, 2006, the Court ordered plaintiff to show cause as to why (1)
19 Barrett Law Office's and Dumas & Associates' motion to withdraw as counsel should not be
20 granted; and (2) plaintiff's lawsuit should not be dismissed for a lack of prosecution. See
21 Fed. R. Civ. P. 41. The Court advised plaintiff that if she wishes to contest the withdrawal of
22 counsel and/or dismissal of her lawsuit for failure to prosecute, plaintiff shall notify the
23 Court in writing on or before January, 26, 2006 of the reasons the withdrawal should not be
24 granted or the case dismissed. In particular, the Court stated that if plaintiff wishes to
25 proceed with this action, she shall advise the Court of the name and address of her new
26 counsel or, if she will be representing herself, she must advise the Court of her contact
27 information. In addition, the Court ordered plaintiff to advise the Court as to whether she has
28 completed and served defendants with a plaintiff fact sheet and provided defendants with

1 authorizations for the release of medical records. The Court specifically warned plaintiff
2 that her failure to communicate with the Court as required might result in dismissal of her
3 action with prejudice.

4 Plaintiff did not respond to the Court's order. Accordingly, the motion to withdraw as
5 counsel filed by the Barrett Law Office and Dumas & Associates is GRANTED and this
6 action is DISMISSED WITH PREJUDICE for a failure to prosecute.

7 **IT IS SO ORDERED.**

8 Dated: January 29, 2007



CHARLES R. BREYER
UNITED STATES DISTRICT JUDGE